

FILED
IN OPEN COURT

MAY 12 1959

DON R. SELLERS
2nd Superior Court

STATE OF INDIANA

CO. KPP OF HOMERLOOD: IN THE 2ND SUPERIOR COURT,

APRIL TERM, 1959.

DONALD O. RUFF
DONALD E. VOLAVA
MARKLAND AV. 4000,

Plaintiffs

Civil Cause No. 3022.

vs

EDWARD B. GRAVES
MELBA C. GRAVES,

Defendants.

AFFIDAVIT SHOWING VIOLATION OF INJUNCTION.

Comes now Donald O. Ruff, one of the plaintiffs herein, who, being first duly sworn according to law upon his oath deposes and says:

1. That the Court did on the 18th day of March, 1959,

enjoin the defendants from operating a dump in an unsupervised and unsanitary manner.

2. That said decree did specify the area in which regulated

burding of refuse in said dump would be permitted, to-wit:
"no closer than 700 feet east of Dixon Road, and 700 feet south
of Maryland Avenue."

3. That the defendants have violated said injunction
by continuing the nuisance by burning refuse in the restricted
area and by permitting smoldering fires on the premises.

WHEREFORE, plaintiffs move the Court for a rule against
defendants to show cause why they should not be punished for
contempt of this Court, and for a further order enjoining